

The Public Agenda Session of the Board of Public Works was convened at 10:35 a.m. on Thursday, August 24, 2006, by Board President Gary A. Gilot, with Mr. Carl P. Littrell present. Mr. Donald E. Inks arrived at 10:45 a.m. Also present was Board Attorney Thomas Bodnar. Board of Public Works Clerk Angela Jacob presented the Board with a proposed agenda of items presented by the public and by City Staff.

AGENDA ITEMS ADDED

- Award Bids – South Bend Clay Sanitary Sewer Division “A” and Division “B”
- Traffic Control Devices - Handicapped Accessible Parking Space Signs

Board members discussed the following item(s) from that list.

- Stabilization of CSO No. 6 Outfall
Mr. Jason Durr, Engineering, stated a 30” water main was located with a 30’ conflict in this project. The Contractor will determine the line stops.
- Opening of Proposals – Debt Collection for Fire Department EMS
Chief Rick Switalski, Fire Department, stated a debt collection agreement must be established for the Fire Department by policy. The Board asked that a matrix be developed for evaluation of the Proposals.
- Award Quotations – Roof Replacement – Fire Station No. 7
Fire Chief Luther Taylor indicated the present roof is over twenty (20) years old and needs to be replaced. There will be a fifteen (15) year warranty on the new roof.
- Reject Quotations – Brick Road Water Main Installation – Portage to Garden Oak Drive
Mr. Bob Krol, Water Works, stated the Street Department has indicated they have the time to complete this project at \$20,000.00 less than the lowest bidder. Dependant on the time table of other projects, Water Works would like to have the Street Department complete this project.
- Award Bids – Road Salt
Mr. Jason Durr, Engineering, stated the price per ton of road salt has increased approximately \$6.00 per ton.
- Revoke Bid Award/Award Next Lowest Bidder – Five (5) Dump Bodies
Mr. Lou Grounds, Central Services, stated this equipment was originally awarded to Deed’s Equipment on June 26, 2006. Central Services was notified by Deed’s Equipment that they are going out of business. Central Services wishes to award to the next lowest bidder, W.A. Jones. It was noted the Bid Bond was returned to W.A. Jones when the award was made to Deed’s Equipment, thus rejecting their bid. Mr. Grounds will submit an explanation to the Board and the Board Attorney. Further review of this matter is needed.
- Request to Advertise for the Receipt of Bids – Air Street Sweepers
Mr. Grounds stated Central Services has completed performance testing on three (3) different street sweeper manufacturers.
- Change Order – South Pressure Zone Master Plan
Mr. Dave Tungate, Water Works, stated there was an increase in the cost of this Agreement. The Water Works will change this item from a Change Order to an Amendment, as this is an increase in cost to a Service Agreement.
- Amendment to Bid Award/Construction Contract – Harter Heights Storm Sewer Separation
Mr. Jason Durr, Engineering, stated this is the construction contract for the bid awarded to HRP Construction. Additional funding became available after the Notre Dame Sewer bids came in under budget. A new construction contract and related documents will be submitted to the Board with the new bid award amount.
- Professional Services Contract – GAC Treatment/GAC Filter Building – South Well Field
Mr. Dave Tungate, Water Works, explained the cost of this contract includes Investigative Services (\$27,000.00); Preliminary Design (\$47,000.00); Final Design (\$63,800.00); Permits (\$10,200.00); Bid Phase Services (\$10,100.00); Construction Phase Services (\$69,300.00); Reimbursable Costs (\$1,500.00).

- Addendum No. 2 – Kensington Farms/Crest Manor
Mr. Jason Durr, Engineering, stated the addendum adds short term recommendations for design for the above project.
- Design Services Contract – Twyckenham Drive Storm Sewer
Mr. Jason Durr, Engineering, stated The Abonmarche Group is also one of the consultants for this project.
- Claim – HRP Construction – Lafayette Boulevard Sewer Extension
Mr. Bob Krol, Water Works, stated the Water Works completed work near Madison School, and as HRP Construction was in the area working on the Lafayette Boulevard Sewer Extension, they were willing to complete the excavation for Water Works.

Mr. Krol also made the Board aware of utility conflicts within the Michigan Street/Bypass project, which is Phase I. Mr. Krol indicated water mains, hydrants, gas and petroleum lines could be in the path of the sewer lines.

APPROVAL OF TITLE SHEET – FREDRICKSON PARK ENTRANCE/NORTH EXTENSION CLOSURE/GAS EXTRACTION SYSTEM – PROJECT NO. 106-018

Mr. Gilot stated the Title Sheet for the above referenced project was submitted for approval. Upon a motion made by Mr. Littrell, seconded by Mr. Inks and carried, the Title Sheet was approved.

APPROVAL OF CONTRACTS/PROPOSALS

Mr. Gilot stated the following Contracts/Proposals were submitted for approval:

TYPE	DESCRIPTION	BUSINESS	AMOUNT	MOTION/ CARRIED
Contract	Emergency Medical Services – 2006 Football Season	University of Notre Dame du Lac	\$17,500.00	Littrell/Inks
Proposal	Promotion Process for Rank of Fire Captain	Institute for Public Safety Personnel, Inc.	\$8,700.00	Inks/Littrell

APPROVAL OF STREET CLOSURES/PROCESSIONS

The following street closures and processions were submitted for approval. It was noted that the appropriate departments submitted favorable recommendations.

SPONSOR	EVENT	CLOSURE	DATE/TIME	MOTION/ CARRIED
Lewis, Greta & Jay	Neighborhood Block Party	Coquillard from Rockne to Cherry Tree Lane	August 26, 2006 – 11:30 a.m. to 1:30 p.m.	Inks/Littrell
Navano, Marie	Neighborhood Block Party	Carlisle from Huron to Ford	August 30, 2006 – 6:00 p.m. to 8:00 p.m.	Inks/Littrell
A.B.A.T.E. of Indiana	MDA Ride	Jackson to Ironwood, to U.S. 20 Bypass, to U.S. 31 to S.R. 6, to U.S. 23 to U.S. 20 Bypass, to Ironwood to Jackson	September 3, 2006 – 6:00 a.m. to 1:30 p.m.	Inks/Littrell

ADOPT RESOLUTION NO. 40-2006 – DISPOSAL OF OBSOLETE CITY-OWNED PROPERTY

Upon a motion made by Mr. Gilot, seconded by Mr. Littrell and carried, the following Resolution was adopted by the Board of Public Works:

RESOLUTION NO. 40-2006
A RESOLUTION OF THE SOUTH BEND BOARD OF PUBLIC WORKS
ON DISPOSAL OF UNFIT AND/OR OBSOLETE PROPERTY

WHEREAS, it has been determined by the Board of Public Works that the following property is unfit for the purpose for which it was intended and is no longer needed by the City of South Bend:

See Attached List of Computer Equipment

WHEREAS, Indiana Code 5-22-22 permits and establishes procedure for disposal of personal property which is unfit for the purpose for which it was intended and which is no longer needed by the City.

NOW, THEREFORE, BE IT RESOLVED by the Board of Public Works of the City of South Bend that the items listed as an Attachment are no longer needed by the City; are unfit for the purpose for which they were intended and have an estimated value of less than one thousand dollars (\$1,000.00).

BE IT FURTHER RESOLVED, that said items may be transferred or sold at public auction or private sale, without advertising. However, if the property is deemed worthless, such may be demolished or junked.

ADOPTED this 24th day of August 2006.

BOARD OF PUBLIC WORKS
CITY OF SOUTH BEND,
INDIANA
s/Gary A. Gilot, President
s/Carl P. Littrell, Member
s/Donald E. Inks, Member

ATTEST:
s/Angela K. Jacob, Clerk

ADOPT RESOLUTION NO. 42-2006 – DISPOSAL OF OBSOLETE CITY-OWNED PROPERTY

Upon a motion made by Mr. Gilot, seconded by Mr. Littrell and carried, the following Resolution was adopted by the Board of Public Works:

RESOLUTION NO. 42-2006
A RESOLUTION OF THE SOUTH BEND BOARD OF PUBLIC WORKS
ON DISPOSAL OF UNFIT AND/OR OBSOLETE PROPERTY

WHEREAS, it has been determined by the Board of Public Works that the following property is unfit for the purpose for which it was intended and is no longer needed by the City of South Bend:

ONE (1)2003 TWISTER UTILITY VEHICLE
MODEL 12003, VIN# 210001117

WHEREAS, Indiana Code 5-22-22-1 permits and establishes procedure for disposal of personal property which is unfit for the purpose for which it was intended and which is no longer needed by the City.

PUBLIC AGENDA SESSION

AUGUST 24, 2006

NOW, THEREFORE, BE IT RESOLVED by the Board of Public Works of the City of South Bend that the item listed above is no longer needed by the City; is unfit for the purpose for which it was intended and has an estimated value of less than five thousand dollars (\$5,000.00).

BE IT FURTHER RESOLVED, that said item may be transferred or sold at public auction or private sale, without advertising. However, if the property is deemed worthless, such may be demolished or junked.

ADOPTED this 24th day of August 2006.

BOARD OF PUBLIC WORKS
CITY OF SOUTH BEND,
INDIANA
s/Gary A. Gilot, President
s/Carl P. Littrell, Member
s/Donald E. Inks, Member

ATTEST:

s/Angela K. Jacob, Clerk

ADOPT RESOLUTION NO. 43-2006 – DISPOSAL OF OBSOLETE CITY-OWNED PROPERTY

Upon a motion made by Mr. Gilot, seconded by Mr. Littrell and carried, the following Resolution was adopted by the Board of Public Works:

RESOLUTION NO. 43-2006

A RESOLUTION OF THE SOUTH BEND BOARD OF PUBLIC WORKS
ON DISPOSAL OF UNFIT AND/OR OBSOLETE PROPERTY

WHEREAS, it has been determined by the Board of Public Works that the following property is unfit for the purpose for which it was intended and is no longer needed by the City of South Bend:

MISCELLANEOUS VEHICLES & EQUIPMENT
(SEE ATTACHED LISTING)

WHEREAS, Indiana Code 5-22-22-1 permits and establishes procedure for disposal of personal property which is unfit for the purpose for which it was intended and which is no longer needed by the City.

NOW, THEREFORE, BE IT RESOLVED by the Board of Public Works of the City of South Bend that the item listed above is no longer needed by the City; is unfit for the purpose for which it was intended and has an estimated value of less than five thousand dollars (\$5,000.00).

BE IT FURTHER RESOLVED, that said items may be transferred or sold at public auction or private sale, without advertising. However, if the property is deemed worthless, such may be demolished or junked.

ADOPTED this 24th day of August 2006.

BOARD OF PUBLIC WORKS
CITY OF SOUTH BEND,
INDIANA
s/Gary A. Gilot, President
s/Carl P. Littrell, Member
s/Donald E. Inks, Member

ATTEST:

s/Angela K. Jacob, Clerk

APPROVE/DENY TRAFFIC CONTROL DEVICES

The following traffic control devices were approved/denied:

NEW INSTALLATION:	Handicapped Accessible Parking Space Signs
LOCATION:	2101 Leer
COMMENT	Gilot/Inks - DENIED: The property owner requested the signs for visitors to pick him up. The Ordinance for handicapped parking space signs is written for 1) a handicapped vehicle associated with a driver who has medical proof of handicap recognized by the Bureau of Motor Vehicles and who resides at a residence where the space is being reserved and 2) that does not have a driveway that offers ease of handicapped access.
NEW INSTALLATION:	Handicapped Accessible Parking Space Signs
LOCATION:	450 South Phillipa
COMMENTS:	Gilot/Littrell – Approved – Homeowner has para-transit to pick him up. All Criteria has been met.

The Clerk was instructed to post the agenda and notify the media and other persons who have requested notice of the meeting agenda. No other business came before the Board. The meeting adjourned at 12:20 p.m.

BOARD OF PUBLIC WORKS

Gary A. Gilot, President

Carl P. Littrell, Member

Donald E. Inks, Member

ATTEST:

Angela K. Jacob, Clerk

REGULAR MEETING

AUGUST 28, 2006

The regular meeting of the Board of Public Works was convened at 9:33 a.m. on Monday, August 28, 2006, by Board President Gary A. Gilot, with Carl P. Littrell present. Board Member Donald E. Inks was not present. Also present was Board Attorney Thomas Bodnar.

APPROVE MINUTES OF PREVIOUS MEETING

Upon a motion made by Mr. Littrell, seconded by Mr. Gilot and carried, the minutes of the public agenda session and the regular meeting of the Board held on August 10 and 14, 2006 were approved.

OPENING OF BIDS – MISHAWAKA AVENUE STREETSCAPES – 27TH TO 30TH STREETS – PROJECT NO. 106-048 – RE-BID (GENERAL FUND)

This was the date set for receiving and opening of sealed bids for the above referred to project. The Clerk tendered proofs of publication of Notice in the South Bend Tribune and the Tri-County News, which were found to be sufficient. The following bid was opened and publicly read:

TRANS TECH ELECTRIC, L.P.

4601 Cleveland Road
South Bend, Indiana 46628

Bid was signed by: Mr. John A. Ferro
Non-Collusion Affidavit was in order
Non-Discrimination commitment form was completed
Five percent (5%) Bid Bond was submitted

BID: \$123,320.00

Upon a motion made by Mr. Littrell, seconded by Mr. Gilot, and carried, the above bid was referred to the Division of Engineering for review and recommendation.

OPENING OF BIDS – STABILIZATION OF CSO NO. 6 OUTFALL – PROJECT NO. 105-054 (2004 SEWER BOND)

This was the date set for receiving and opening of sealed bids for the above referred to project. The Clerk tendered proofs of publication of Notice in the South Bend Tribune and the Tri-County News, which were found to be sufficient. The following bids were opened and publicly read:

OSELKA CONSTRUCTION COMPANY

Post Office Box 253
Union Pier, Michigan 49129

Bid was signed by: Mr. David P. Wolf
Non-Collusion Affidavit was in order
Non-Discrimination commitment form was completed
Five percent (5%) Bid Bond was submitted

BID: \$1,949,343.75

HRP CONSTRUCTION INC.

5777 Cleveland Road
South Bend, Indiana 46624-0266

Bid was signed by: Mr. Paul J. Fallon
Non-Collusion Affidavit was in order
Non-Discrimination commitment form was completed
Five percent (5%) Bid Bond was submitted

BID: \$2,850,485.00

SELGE CONSTRUCTION COMPANY, INC.

2833 South 11th Street
Niles, Michigan 49120

Bid was signed by: Mr. James Boyles
Non-Collusion Affidavit was in order
Non-Discrimination commitment form was completed

Five percent (5%) Bid Bond was submitted

BID: \$888,250.50

Upon a motion made by Mr. Littrell, seconded by Mr. Gilot and carried, the above bids were referred to the Division of Engineering for review and recommendation.

BID OPENING/AWARD – TRAFFIC SIGNAL COMMUNICATIONS IMPROVEMENTS 2006 – PROJECT NO. 106-060 (AEDA TIF)

This was the date set for receiving and opening of sealed bids for the above referred to project. The Clerk tendered proofs of publication of Notice in the South Bend Tribune and the Tri-County News, which were found to be sufficient. The following bids were opened and publicly read:

TRANS TECH ELECTRIC, L.P.

4601 Cleveland Road
South Bend, Indiana 46628

Bid was signed by: Mr. John A. Ferro
Non-Collusion Affidavit was in order
Non-Discrimination commitment form was completed
Five percent (5%) Bid Bond was submitted

BID: Total Division "A" \$227,700.00
Total Division "B" \$ 60,610.00

TOTAL BID: \$288,310.00

C & E EXCAVATING, INC.

53767 CR 9
Elkhart, Indiana 46514

Bid was signed by: Mr. Thad Bessinger
Non-Collusion Affidavit was in order
Non-Discrimination commitment form was completed
Five percent (5%) Bid Bond was submitted

BID: Total Division "A" \$274,315.00
Total Division "B" \$ 70,525.00

TOTAL BID: \$344,840.00

SCHATZ UNDERGROUND, INC.

829 Park Lamar Drive
Villa Ridge, Missouri 63089

Bid was signed by: Ms. Shirley Schatz
Non-Collusion Affidavit was in order
Non-Discrimination commitment form was completed
Five percent (5%) Bid Bond was submitted

BID: Total Division "A" \$309,760.00
Total Division "B" \$123,800.00

TOTAL BID: \$443,560.00

MIDWEST TRENCHLESS SERVICES

351 West 136th Street
Grant, Michigan 49327

Bid was signed by: Mr. Joel Kruslynski
Non-Collusion Affidavit was in order

Non-Discrimination commitment form was completed
Five percent (5%) Bid Bond was submitted

BID: Total Division "A" \$355,800.00
 Total Division "B" \$ 96,400.00

TOTAL BID: \$452,200.00

Upon a motion made by Mr. Littrell, seconded by Mr. Gilot, and carried, the above bids were referred to the Division of Engineering for review and recommendation.

After reviewing those bids, Mr. Rob Nichols, Engineering, recommends that the Board award the project for both Division "A" and Division "B" to the lowest responsive and responsible bidder, Trans Tech Electric, L.P., 4601 Cleveland Road, South Bend, Indiana, in the total amount of \$288,310.00. Therefore, Mr. Gilot made a motion that the recommendation be accepted and the bid be awarded as outlined above. Mr. Littrell seconded the motion, which carried.

OPENING OF PROPOSALS – DEBT COLLECTION SERVICES FOR PAST DUE
AMBULANCE ACCOUNTS FOR THE YEAR 2006 – FIRE DEPARTMENT (EMS
CAPITAL IMPROVEMENTS)

This was the date set for receiving and opening of sealed proposals for the above referred to service. The Clerk tendered proofs of publication of Notice in the South Bend Tribune and the Tri-County News, which were found to be sufficient. The following proposals were opened and publicly read:

C.B.M. ACCOUNTS SERVICE, INC.

1320 Mishawaka Avenue
South Bend, Indiana 46615

Proposal was signed by: Ms. Catherine G. Martin

PROPOSAL:

Past due accounts placed manually for collection will be subject to a 25% contingency fee of amounts collected. This fee includes costs associated with skip tracing and location efforts.

Accounts forwarded to an accredited agency in the debtor's local area due to state law requirements or necessity for effectiveness will be subject to a contingency fee of 40% of amounts collected. (This represents an extremely small percentage of accounts handled.)

Accounts referred for legal action will be subject to a contingency fee of 35% of amounts collected. CBM will assume the responsibility for payment of all court filing fees.

Accounts placed aged greater than 90 days will be credit reported to Trans Union, Equifax and Experian. Once reported, balances will be updated monthly for payments, bankruptcies and disputed as required under the Fair Credit Reporting Act. Credit reporting services are provided at no additional cost.

Will bill commercial insurance companies on behalf of the South Bend Fire Department at no additional charge.

I.C. SYSTEM, INC.

444 Highway 96 East
St. Paul, Minnesota 55127

Proposal was signed by: Ms. Lisa Gray

PROPOSAL:

A contingency rate of 22% for all accounts collected during the intensive collection phase.

If an account is pursued through means of non-litigation attorney referral or through litigation, I.C. System proposes a contingency rate of 35% for all monies collected.

DIVERSIFIED ADJUSTMENT SERVICE, INC.

600 Coon Rapids Boulevard
Minneapolis, MN 55433

Proposal was signed by: Ms. Kathleen J. Zurek

PROPOSAL:

No additional fees charged for skip tracing or small balance accounts.

Diversified offers the option of weekly, semi-monthly and monthly remittance dates. Also offer the option of gross or net remittance. The remittance date(s), format, and media will be customized to meet your specific requirements.

Proposed fees are as follows:

Primary Accounts

20.4% Contingency fee on all accounts assigned for collection.

Diversified would add 5% additional costs to the City for accounts requiring litigation (with prior written authorization). Diversified pays all attorney and court cost.

Upon a motion made by Mr. Littrell, seconded by Mr. Gilot and carried, the above proposals were referred to the Fire Department for review and recommendation.

OPENING OF QUOTATIONS – DEMOLITION OF 722-726 SOUTH MICHIGAN (FORMER GLOWORM & QUARTERBACK) – PROJECT NO. 106-053 (SBCDA TIF)

Mr. Gilot advised that this was the date set for the receiving and opening of sealed Quotations for the above referenced project. The following Quotations were opened and read:

R & R EXCAVATING, INC.

2010 Went Avenue
Mishawaka, Indiana 46545

Quotation was submitted by: Mr. William H. Loudin

QUOTATION: \$70,000.00

WARNER & SONS, INC.

Post Office Box 87
Elkhart, Indiana

Quotation was submitted by: Mr. Mark A. Weaver

QUOTATION: \$63,265.00

RITSCHARD BROS., INC.

1204 West Sample Street
South Bend, Indiana 46619

Quotation was submitted by: Ritschard Bros., Inc.

QUOTATION: \$47,224.00

B & J EXCAVATION, INC.

1104 West Donald Street
South Bend, Indiana

Quotation was submitted by: Mr. Darnell O'Neal

QUOTATION: \$53,420.00

JACKSON TRUCKING & EXCAVATING

430 East LaSalle Avenue
South Bend, Indiana

Quotation was submitted by: Mr. Harvey Jackson, III

QUOTATION: \$57,320.00

Upon a motion made by Mr. Littrell, seconded by Mr. Gilot and carried, the above Quotations were referred to the Division of Engineering for review and recommendation.

OPENING OF QUOTATIONS/AWARD – DEMOLITION OF 1315-1323 SOUTH MICHIGAN STREET (FORMER KITTY KAT AND GREAT LAKES WINDOWS) – PROJECT NO. 106-068 (COIT)

Mr. Gilot advised that this was the date set for the receiving and opening of sealed Quotations for the above referenced project. The following Quotations were opened and read:

R & R EXCAVATING, INC.

2010 Went Avenue
Mishawaka, Indiana 46545

Quotation was submitted by: Mr. William H. Loudin

QUOTATION: \$50,500.00

WARNER & SONS INC.

29099 Old U.S. 33
Post Office Box 87
Elkhart, Indiana 46515

Quotation was submitted by: Mr. Mark A. Weaver

QUOTATION: \$39,535.00

B&J EXCAVATION, INC.

1104 West Donald Street
South Bend, Indiana

Quotation was submitted by: Mr. Darnell O'Neal

QUOTATION: \$25,285.00

RITSCHARD BROS., INC.

1204 West Sample Street
South Bend, Indiana 46619

Quotation was submitted by: Ritschard Bros., Inc.

QUOTATION: \$23,379.00

JACKSON TRUCKING & EXCAVATING

430 East LaSalle Avenue
South Bend, Indiana 46617

Quotation was submitted by: Mr. Harvey Jackson, III

QUOTATION: \$26,240.00

Upon a motion made by Mr. Littrell, seconded by Mr. Gilot and carried, the above Quotations were referred to the Division of Engineering for review and recommendation.

After reviewing those bids, Mr. Rob Nichols, Engineering, recommends that the Board award the project to the lowest responsive and responsible bidder, Ritschard Bros., Inc., 1204 West Sample Street, South Bend, Indiana, in the amount of \$23,379.00. Therefore, Mr. Littrell made a motion that the recommendation be accepted and the quotation be awarded as outlined above. Mr. Gilot seconded the motion, which carried.

AWARD QUOTATION – ROOF REPLACEMENT – FIRE STATION NO. 7 – PROJECT NO. 106-066 (2006 CIP)

Chief Rick Switalski, Fire Department, advised the Board that on August 14, 2006, quotations were received and opened for the above referred to project. After reviewing those quotation, Chief Switalski recommends that the Board award the contract to the lowest, responsive and responsible bidder, KRC Roofing & Sheet Metal, 3702 West Sample Street, South Bend, Indiana, in the amount of \$39,950.00. Therefore, Mr. Gilot made a motion that the recommendation be accepted and the bid be awarded as outlined above. Mr. Littrell seconded the motion, which carried.

AWARD QUOTATION – RIVER PARK NEIGHBORHOOD PARTNERSHIP CENTER PUBLIC WORKS – AREA 7 RAMPS – PROJECT NO. 106-050 (GENERAL FUND)

Mr. Rob Nichols, Engineering, advised the Board that on August 14, 2006, quotations were received and opened for the above referred to project. After reviewing those quotations, Mr. Nichols recommends that the Board award the contract to the lowest responsive and responsible bidder, McIntyre Jones, Inc., 2522 Mishawaka Avenue, Mishawaka, Indiana, in the amount of \$7,962.40. Therefore, Mr. Gilot made a motion that the recommendation be accepted and the bid be awarded as outlined above. Mr. Littrell seconded the motion, which carried.

REJECT QUOTATIONS – BRICK ROAD WATER MAIN INSTALLATION – PORTAGE TO GARDEN OAK DRIVE – PROJECT NO. 106-065 (BOND)

In a memorandum to the Board, Mr. Bob Krol, Water Works, stated quotations were received on August 14, 2006, for the above referenced project. The Street Department indicated they could complete the project in the amount of \$36,200.00, which was one-half the cost of the lowest quotation received. Upon a motion made by Mr. Gilot, seconded by Mr. Littrell and carried, the quotations were rejected, and the Street Department will complete the project.

AWARD BID – 2006 ROAD SALT – PROJECT NO. 106-062 (GENERAL FUND/SEWAGE WORKS)

Mr. Jason Durr, Engineering, advised the Board that on August 14, 2006, bids were received and opened for the above referred to items. After reviewing those bids, Mr. Durr recommends that the Board award the contract to the lowest, responsive and responsible bidder, Indian Trucking Company, Portage, Indiana, in the amount of \$44.80 per ton, delivered. Therefore, Mr. Littrell made a motion that the recommendation be accepted and the bid be awarded as outlined above. Mr. Gilot seconded the motion, which carried.

AWARD BID – SOUTH MICHIGAN STREET PUBLIC WORKS – SAMPLE TO BRONSON STREETS – PROJECT NO. 16-044 (COIT)

Mr. Rob Nichols, Engineering, advised the Board that on August 14, 2006, bids were received and opened for the above referred to project. After reviewing those bids, Mr.

Nichols recommends that the Board award the contract to the lowest, responsive and responsible bidder, Rieth Riley Construction, 25200 State Road 23, South Bend, Indiana, in the amount of \$139,580.00. Therefore, Mr. Gilot made a motion that the recommendation be accepted and the bid be awarded as outlined above. Mr. Littrell seconded the motion, which carried.

AWARD BIDS – SALE OF ABANDONED VEHICLES

Mr. Gary Libbey, Code Enforcement, advised the Board that on August 14, 2006, bids were received and opened for the above referred to vehicles. After reviewing those bids, Mr. Libbey recommends that the Board award the contract to the highest bidders as follows:

J.R. HINES
11395 East 400 North
Groverton, Indiana 46531

No.	Make of Vehicle	Year	Bid
1	Green Pontiac Bonneville	1993	\$215.00
4	Green Ford Aerostar	1994	\$215.00
7	Blue Nissan XE	1987	\$200.00
8	Red Chevrolet Cavalier	1997	\$315.00
9	Green Jeep Cherokee	1996	\$345.00
10	Blue Cadillac Eldorado	1985	\$200.00
TOTAL			\$1,490.00

TERRY’S AUTO SALVAGE
1926 Tamarack Road
Walkerton, Indiana 46524

No.	Make of Vehicle	Year	Bid
2	White GMC RV	1977	\$250.00
5	White Oldsmobile Cutlass	1992	\$201.75
6	Green Buick LeSabre	1993	\$201.60
11	Purple Chrysler KHS	1996	\$251.00
TOTAL			\$904.35

I.A.P.
3300 South Main
South Bend, Indiana 46614

No.	Make of Vehicle	Year	Bid
3	Gold Oldsmobile 88	1993	\$205.60
TOTAL			\$205.60

Therefore, Mr. Gilot made a motion that the recommendation be accepted and the bids be awarded as outlined above. Mr. Littrell seconded the motion, which carried.

AWARD BID – SOUTH BEND CLAY SANITARY TRUNK SEWER DIVISION “A” – GRAVITY SEWER – PROJECT NO. 106-013A (2006 SEWAGE WORKS BOND ISSUE)

Mr. Carl P. Littrell, City Engineer, advised the Board that on August 14, 2006, bids were received and opened for the above referred to project. After reviewing those bids, Mr. Littrell recommends that the Board award the contract to C&E Construction, Inc., 53767 County Road 9, Elkhart, Indiana, in the amount of \$449,129.00. Therefore, Mr. Gilot

made a motion that the recommendation be accepted and the bid be awarded as outlined above, subject to an easement. Mr. Littrell seconded the motion, which carried.

AWARD BID – SOUTH BEND CLAY SANITARY TRUNK SEWER DIVISION “B” – GRAVITY SEWER – PROJECT NO. 106-013B (2006 SEWAGE WORKS BOND ISSUE)

Mr. Carl P. Littrell, City Engineer, advised the Board that on August 14, 2006, bids were received and opened for the above referred to project. After reviewing those bids, Mr. Littrell recommends that the Board award the contract to Oselka Construction, 10900 Kruger Road, Union Pier, Michigan, in the amount of \$2,613,785.25. Therefore, Mr. Gilot made a motion that the recommendation be accepted and the bid be awarded as outlined above, subject to an easement. Mr. Littrell seconded the motion, which carried.

AMEND BID AWARD – HARTER HEIGHTS STORM SEWER SEPARATION – HRP CONSTRUCTION – PROJECT NO. 105-012 (2004/2006 SEWER BOND)

Mr. Jason Durr, Engineering, advised the Bboard that on August 7, 2006, the bid for this project was awarded to HRP Construction, 5777 Cleveland Road, South Bend, Indiana, in the amount of \$1,396,779.40. Due to additional funding becoming available in the 2006 Sewer Bond, it was determined that Alternate “B” could be awarded along with the Base bid. Alternate “B” was in the amount of \$169,295.00. Mr. Durr recommended an amended award of this contract for the Base Bid and Alternate “B” in the amount of \$1,566,074.40. Therefore, Mr. Gilot made a motion that the recommendation be accepted and the bid be amended as outlined above. Mr. Littrell seconded the motion, which carried.

APPROVAL OF REQUEST TO REVOKE BID/AWARD NEXT LOWEST, RESPONSIVE AND RESPONSIBLE BIDDER – FIVE (5) DUMP BODIES AND HYDRAULICS MOUNTED ON TANDEM AXLE CHASSIS – STREET DEPARTMENT (2006 VEHICLE CAPITAL BUDGET)

In a letter to the Board, Mr. Matthew Chlebowski, Central Services, stated his office has received notice that Deed’s Equipment, 7720 Records Street, Lawrence, Indiana, 46226, and 2203 North Michigan, Plymouth, Indiana, 46536, is no longer in business. On June 26, 2006, the Board of Public Works awarded five (5) Dump Bodies and Hydraulics Mounted on Tandem Axle Chassis to Deed’s Equipment. The Central Services Division requests that the Board of Public Works notify Deed’s Equipment via registered/certified letter that the award has been revoked. The Central Services Division also requests that the next responsible and responsive bidder be awarded the bid for five (5) Dump Bodies and Hydraulics Mounted on Tandem Axle Chassis. That bidder would be W.A. Jones Truck Equipment, 1771 South Williams Street, Columbia City, Indiana, 46725. Bid price is \$18,985 each for a total of \$94,925 which is \$11,875 less than budgeted. Upon a motion made by Mr. Gilot, seconded by Mr. Littrell and carried, the Board instructed the Clerk to draft a claim letter to the bonding company for the Bid Bond submitted by Deeds Equipment, which would be followed by a Request to Advertise for the dump bodies.

APPROVAL OF REQUEST TO ADVERTISE FOR THE RECEIPT OF BIDS – KELLER PARK – CONVENTION HALLS CARPET REPLACEMENT – CENTURY CENTER – PROJECT NO. 106-070 (HOTEL/MOTEL TAX)

In a memorandum to the Board, Mr. Carl Littrell, Engineering, requested permission to advertise for the receipt of bids for the above referenced project. Therefore, upon a motion made by Mr. Gilot, seconded by Mr. Littrell and carried, the above request was approved.

APPROVAL OF REQUEST TO ADVERTISE FOR THE RECEIPT OF BIDS – KELLER PARK – SHERMAN AVENUE PUBLIC WORKS – BEALE STREET TO RIVERSIDE DRIVE/TITLE SHEET – PROJECT NO. 106-049 (GENERAL FUND)

In a memorandum to the Board, Mr. Rob Nichols, Engineering, requested permission to advertise for the receipt of bids for the above referenced project. In addition, the Title Sheet for this project was submitted for approval. Therefore, upon a motion made by Mr. Gilot, seconded by Mr. Littrell and carried, the request to advertise and the Title Sheet were approved.

APPROVAL OF REQUEST TO ADVERTISE FOR THE RECEIPT OF BIDS – FREDRICKSON PARK ENTRANCE/NORTH EXTENSION CLOSURE/GAS EXTRACTION SYSTEM – PROJECT NO. 106-018 (COIT)

In a memorandum to the Board, Mr. Carl Littrell, Engineering, requested permission to advertise for the receipt of bids for the above referenced project. Therefore, upon a motion made by Mr. Gilot, seconded by Mr. Littrell and carried, the above request was approved.

APPROVAL OF REQUEST TO ADVERTISE FOR THE RECEIPT OF BIDS – THREE (3) MORE OR LESS, 2006 OR NEWER VACUUM AIR STREET SWEEPERS – STREET DEPARTMENT (2006 VEHICLE CAPITAL BUDGET)

In a memorandum to the Board, Mr. Lou Grounds, Central Services, requested permission to advertise for the receipt of bids for the above referenced project. Therefore, upon a motion made by Mr. Gilot, seconded by Mr. Littrell and carried, the above request was approved.

APPROVE REQUEST TO ADVERTISE FOR RECEIPT OF BIDS – SALE OF ABANDONED VEHICLES

Ms. Kathy Eli, Department of Code Enforcement, requested permission to advertise for the sale of approximately eleven (11) abandoned vehicles, which are being stored at Super Auto Salvage Corporation, 3300 South Main Street, South Bend, Indiana. It was noted that all vehicles have been stored more than fifteen (15) days, identification checks had been run for auto theft and the owners and lienholders notified. Upon a motion made by Mr. Gilot, seconded by Mr. Littrell and carried, the above request was approved.

APPROVE CHANGE ORDER – IRELAND ROAD RECONSTRUCTION – RIETH RILEY CONSTRUCTION – PROJECT NO. 105-040 (BOND)

Mr. Gilot advised that Ms. Thia Vawter, Engineering, has submitted Change Order No. 3 on behalf of Rieth Riley Construction, 25200 State Road 23, South Bend, Indiana, indicating that the Contract amount be increased \$10,476.00 for a new Contract sum including this Change Order in the amount of \$1,780,718.60. Upon a motion made by Mr. Littrell, seconded by Mr. Gilot and carried, the Change order was approved.

APPROVAL OF CONTRACTS/AGREEMENTS/PROPOSALS/ADDENDA

The following Contracts/Agreements/Proposals/Addenda were submitted for approval:

TYPE	DESCRIPTION	BUSINESS	AMOUNT	MOTION/ CARRIED
Construction Contract	Morris Performing Arts Center Alley Drainage Improvements (Emergency Construction)	Herrman & Goetz, Inc.	\$15,865.00	Gilot/Littrell
Construction Contract	Organic Resources Scale and Gate Repair	Antibus Scales & Systems, Inc.	\$94,850.00	Gilot/Littrell RATIFIED Approved August 16, 2006, Pursuant to Resolution No. 100- 2000
Construction Contract	Near West Side NPC Public Works – 200-300 Blocks of Huey Street and 200 Block of O'Brien Street	Ortiz Concrete	\$118,793.50	Gilot/Littrell
Grant Agreement	Western Avenue Commercial Corridor Façade	Army & Navy Union #146 (1121 Western)	\$14,840.00	Gilot/Littrell

TYPE	DESCRIPTION	BUSINESS	AMOUNT	MOTION/ CARRIED
	Improvement Matching Grant Program			
Grant Agreement	Western Avenue Commercial Corridor Façade Improvement Matching Grant Program	Nancy's Fashions (2711 West Western)	\$3,049.46	Gilot/Littrell
Grant Agreement	LaSalle Area Residential Enhancement Program	1120 North Elmer	\$2,030.00	Gilot/Littrell
Consulting Agreement	Design, Plans and Specifications for Roadway Extension to Serve Northeast Neighborhood Plan Implementation – Napoleon Street Extension from Eddy to State Road 23	The Troyer Group	\$83,745.00	Littrell/Gilot Subject to Funding
Addendum No. 2	Insitu-Chemical Oxidation – Former South Bend Stamping Plant – Additional Two Batches of Oxidant Reagent Application	Weaver Boos Consultants, LLC	\$25,980.00	Gilot/Littrell
Professional Services Contract	Engineering for South Wellfield; Addition of GAC Treatment; GAC Filter Building; Pipe Work; Construction Inspection	DLZ Indiana	\$228,900.00 The following comprises this amount: Investigative Services (\$27,000.00); Preliminary Design (\$47,000.00); Final Design (\$63,800.00); Permits (\$10,200.00); Bid Phase Services (\$10,100.00); Construction Phase Services (\$69,300.00); Reimbursable Costs (\$1,500.00)	Gilot/Littrell
Construction Contract	Harter Heights Storm Sewer Separation	HRP Construction	\$1,396,779.40	Gilot/Littrell
Addendum I	South Bend Heritage	South Bend Heritage	Budget not to Exceed	Gilot/Littrell

TYPE	DESCRIPTION	BUSINESS	AMOUNT	MOTION/ CARRIED
	Administration Activity	Foundation	\$150,000.00	
Addendum I	NNN Administration Activity	Near Northwest Neighborhood, Inc.	Budget not to Exceed \$90,000.00	Gilot/Littrell
Addendum No. II	Design Solution to North Falls Church Court Drainage Problem – Kensington Farms/Crest Manor Drainage Improvements	The Troyer Group	\$21,250.00	Gilot/Littrell
Grant Agreement	Rum Village Residential Enhancement Matching Grant Program	1910 Grant Street	\$2,452.00	Gilot/Littrell
Grant Agreement	Rum Village Residential Enhancement Matching Grant Program	2208 South Carlisle	\$1,550.00	Gilot/Littrell
Agreement	Building Block Grant	3534 Eastmont	\$125.00	Littrell/Gilot
Agreement	Building Block Grant	929 West Colfax	\$125.00	Littrell/Gilot
Agreement	Building Block Grant	5011 Sunnyfield Place	\$125.00	Littrell/Gilot
Agreement	Building Block Grant	308 West Walnut	\$814.00	Littrell/Gilot
Agreement	Youth Grant	2049 Prairie	\$1,750.00	Littrell/Gilot
Construction Contract	Voorde Drive Extension	R&R Excavating, Inc.	\$1,070,055.70	Gilot/Littrell
Grant Agreement	Portage Avenue Commercial Corridor Façade Matching Grant	1431 Portage	\$1,492.81	Gilot/Littrell
Grant Agreement	River Park Residential Enhancement Grant Program	3017 Pleasant	\$5,000.00	Gilot/Littrell Subject to Legal Review
Grant Agreement	River Park Residential Enhancement Grant Program	3105 Pleasant	\$2,088.13	Gilot/Littrell Subject to Legal Review
Grant Agreement	River Park Residential Enhancement Grant Program	1218 South 32 nd Street	\$1,550.00	Gilot/Littrell Subject to Legal Review
Supplemental Agreement No. 4	Brick Road/Olive Road Reconstruction	DLZ Indiana	No Change in Contract Amount	Littrell/Gilot
Contract	Feasibility Study and Route Selection – Phase I of Design Services – Studebaker	DLZ Indiana	\$200,000.00	Gilot/Littrell

TYPE	DESCRIPTION	BUSINESS	AMOUNT	MOTION/ CARRIED
	Corridor Truck Storm Sewer – DLZ Indiana			
Contract	Feasibility Study and Route Selection – Phase I of Design Services – Studebaker Corridor Truck Storm Sewer – DLZ Indiana	The Troyer Group	\$247,400.00	Gilot/Littrell
Construction Contract	Demolition of 525 South Main – Former Studebaker Museum – C&E	C&E Excavating	\$224,998.00	Gilot/Littrell
Professional Services Contract	Design Services – Twyckenham Drive Storm Sewer	HNTB/The Abonmarche Group	\$340,000.00	Gilot/Littrell
Amendment to Contract	South Pressure Zone Master Plan – Evaluation of Use of Existing Infrastructure/Priori tization of Projects	Malcolm Pirnie	\$14,010.00	Gilot/Littrell
Agreement	Easements and Other Matters – Sanitary Trunk Sewer Division A and B – Easement for water, sewers and utility lines over a portion of property owned by Sisters of the Holy Cross, as submitted.	Sisters of the Holy Cross		Gilot/Littrell

ADOPT RESOLUTION NO. 41-2006 – DISPOSAL OF OBSOLETE CITY-OWNED
PROPERTY/AGREEMENT – K9 DOG

Upon a motion made by Mr. Gilot, seconded by Mr. Littrell and carried, the following Resolution was adopted by the Board of Public Works. Upon a motion made by Mr. Gilot, seconded by Mr. Littrell and carried, an Agreement for the “buyer” of the K9 was approved by the Board.

RESOLUTION NO. 41-2006

**A RESOLUTION OF THE SOUTH BEND BOARD OF PUBLIC WORKS
REGARDING THE RETIREMENT OF “PEPPER”, A K-9 DOG**

WHEREAS, the South Bend Board of Public Works has been advised by the City’s Police Chief that “Pepper”, a K-9, is no longer needed by the South Bend Police Department; and

WHEREAS, it has been determined by the Board of Public Works that “Pepper” is unfit for the purpose for which he was acquired and is no longer of use to the City of South Bend; and

WHEREAS, Sergeant Kathy Fulnecky, South Bend Police Department, has agreed to care for “Pepper” at her own expense and to keep him as a house pet and understands that “Pepper” can never again be used as a Police Dog; and

AUGUST 28, 2006

NOW, THEREFORE, BE IT RESOLVED, by the Board of Public Works of the City of South Bend, Indiana, that “Pepper”, a K-9 Police Dog, is unfit for the purpose for which he was acquired, is no longer of use to the City of South Bend, and has an estimated value of less than One Thousand Dollars (\$1,000.00).

ADOPTED this 28th day of August 2006.

APPROVAL OF STREET CLOSURE/PROCESSION

SPONSOR	EVENT	CLOSURE	DATE/TIME	MOTION/ CARRIED
Kusbach, Kathleen	Neighborhood Block Party	Hawthorne from Wilson to Washington	September 2, 2006 – 11:00 a.m. to 9:30 p.m.	Gilot/Littrell
Juvenile Diabetes Research Foundation Int'l.	The Walk to Cure Diabetes	Wall Street to Twyckenham, to Mishawaka Avenue to Beyer Street to Northside Boulevard, to 20 th Street to Mishawaka Avenue to Wall Street	September 17, 2006 – 12:00 p.m. to 4:00 p.m.	Littrell/Gilot

BOND OF CONTRACTOR

Approved Effective August 21, 2006,
Pursuant to Resolution No. 100-2000

Mr. Gilot made a motion that the recommendation be accepted and that the Bonds be approved as outlined above. Mr. Littrell seconded the motion, which carried.

REQUEST TO PROVIDE HORSE AND CARRIAGE SERVICE IN DOWNTOWN SOUTH BEND

Mr. James Rogers, 1943 Chapman Lake Drive, Warsaw, Indiana, requested permission of the Board to provide a horse and carriage service in downtown South Bend. It was noted Mr. Rogers provided a Certificate of Insurance, which the Board filed at this same meeting.

Mr. Gilot explained to the Board he has been in conversation with Mr. Rogers regarding the above referenced service. Mr. Gilot stated Mr. Rogers would like to provide fixed carriage rides in downtown South Bend. Mr. Rogers noted the carriages are lighted and would have slow moving signs, and he is planning on providing this service during the weekday evenings, weekends and holidays. At this time, he is not sure of the carriage route. He noted Administration and Finance has stated he does not require any type of licensing for this service. The Board asked that Mr. Rogers check the following to ensure he is within the law:

- 1) Legal Indiana Driver's License
- 2) Support from businesses where he plans to place a parking spot for the carriage(s)
- 3) Adequate disposal of waste from horses (horses will have a "diaper")
- 4) Permission from business to temporarily utilize water for horses
- 5) Work with City's Communications Department and Downtown South Bend, Inc.
- 6) Inquire with a few historical establishments for carriage storage
- 7) Be professional, courteous and respectful of downtown patrons

The Board appointed Mr. Carl Littrell, City Engineer, to work with Mr. Rogers, and wished him well in his business venture.

FILING OF CERTIFICATE OF INSURANCE

Upon a motion made by Mr. Gilot, seconded by Mr. Littrell, and carried, the following Certificate of Insurance was accepted for filing:

Great Lakes Horse & Carriage
Warsaw, Indiana

APPROVE CLAIMS

Mr. Gilot stated that the following claims were submitted to the board for approval:

Name	Amount of Claim	Date
City of South Bend	\$1,978,237.09	August 21, 2006
City of South Bend	\$948,116.13	August 28, 2006
St. Joseph County Housing Consortium	\$1,765.81	August 11, 2006
St. Joseph County Housing Consortium	\$10,519.42	August 11, 2006
St. Joseph County Housing Consortium	\$187.00	July 24, 2006
St. Joseph County Housing Consortium	\$197.01	July 24, 2006
St. Joseph County Housing Consortium	\$195.94	July 24, 2006
St. Joseph County Housing Consortium	\$117.90	July 27, 2006
St. Joseph County Housing Consortium	\$5,950.00	August 2, 2006
St. Joseph County Housing Consortium	\$5,950.00	August 7, 2006
St. Joseph County Housing Consortium	\$5,950.00	August 7, 2006
HRP Construction (Lafayette Storm Sewer)	\$5,010.68	July 12, 2006
Rieth-Riley Construction Company, Inc.	\$316,781.72	August 28, 2006

Mr. Gilot made a motion that the claims be approved and the reports as submitted be filed. Mr. Littrell seconded the motion, which carried.

ADJOURNMENT

There being no further business to come before the Board, upon a motion made by Mr. Gilot, seconded by Mr. Littrell and carried, the meeting adjourned at 10:35 a.m.

BOARD OF PUBLIC WORKS

Gary A. Gilot, President

Carl P. Littrell, Member

Donald E. Inks, Member

ATTEST:

Angela K. Jacob, Clerk